

FORM PTO 1449 (modified)

ATTY DOCKET NO.

00050.105200 (J-3782)

APPLICATION NO.

10/632,164

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE

APPLICANT

Anthony G. MICELE, JR. (Deceased), ET AL.

LIST OF REFERENCES CITED BY APPLICANT(S)
(Use several sheets if necessary)

FILING DATE

August 1, 2003

GROUP

2875

Submitted July 1, 2004

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
AT	6,554,448 B2	04/29/03	Carpenter et al.	362	161	
	6,554,447 B1	04/29/03	Kotary et al.	362	161	
	6,436,496 B1	08/20/02	Rackovan et al.	428	34.9	
	6,344,250 B1	02/05/02	Arthurs	428	34.9	
	6,270,866 B1	08/07/01	Okuda et al.	428	35.1	
	6,197,430 B1	03/06/01	Asakura et al.	428	480	
	6,183,829 B1	02/06/01	Daecher et al.	428	64.1	
	6,181,446 B1	01/30/01	Cox et al.	359	3	
	6,165,234	12/26/00	Kanakkanatt	44	275	
	6,113,996	09/05/00	Amon et al.	428	34.9	
	6,113,720	09/05/00	Fresnel	156	85	
	6,079,975	06/27/00	Conover	431	288	
	6,057,012	05/02/00	Culp et al.	428	34.9	
	6,048,423	04/11/00	Barrash et al.	156	86	
	6,045,894	04/04/00	Jonza et al.	428	212	
	6,036,024	03/14/00	Seidler	206	780	
	6,020,823	02/01/00	DeCicco	340	691.2	
	6,003,287	12/21/99	Ballestrazzi et al.	53	546	
	5,985,387	11/16/99	Mori et al.	428	34.9	
	5,962,368	10/05/99	Poole	503	227	
	5,962,158	10/05/99	Yoppolo et al.	429	93	
	5,953,170	09/14/99	Glancy	359	896	

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AT	5,948,257	09/07/99	Custer et al.	210	500.26		
	5,932,685	08/03/99	Mori et al.	528	272		
	5,927,959	07/27/99	Johnson	431	125		
	5,922,158	07/13/99	Culp et al.	156	86		
	5,894,089	04/13/99	Ogawa	73	295		
	5,882,774	03/16/99	Jonza et al.	428	212		
	5,879,496	03/09/99	Bright et al.	156	86		
	5,879,151	03/09/99	Schultz et al.	431	291		
	5,866,236	02/02/99	Faykish et al.	428	195		
	5,849,375	12/15/98	Smith et al.	428	34.5		
	5,849,046	12/15/98	Bailey	29	623.5		
	5,833,349	11/10/98	Apple	362	84		
	5,798,184	08/25/98	Sasa et al.	428	484		
	5,786,578	07/28/98	Christy et al.	219	720		
	5,683,762	11/04/97	Banschick	428	4		
	5,654,552	08/05/97	Toombs	250	462.1		
	5,605,765	02/25/97	Rudick	428	484		
	5,605,230	02/25/97	Marino, Jr. et al.	206	534		
	5,590,779	01/07/97	Ramsey	206	459.1		
	5,569,511	10/29/96	Spector	428	11		
	5,562,959	10/08/96	Wood et al.	428	34.9		
	5,548,493	08/20/96	Young	362	84		

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	5,520,385	05/28/96	Quigley et al.	273	57.2		
	5,482,373	01/09/96	Hutchinson	374	141		
	5,447,248	09/05/95	Rodriguez et al.	215	366		
	5,437,410	08/01/95	Babasade	239	55		
	5,403,635	04/04/95	Hoffman	428	34.7		
	5,330,815	07/19/94	Brudermann et al.	428	68		
	5,323,652	06/28/94	Parker	73	295		
	5,282,651	02/01/94	Alonso	283	117		
	5,264,995	11/23/93	McKee	362	161		
	5,252,155	10/12/93	Nowicki et al.	156	84		
	5,223,958	06/29/93	Berry	359	43		
	5,223,003	06/29/93	Tucholski et al.	29	623.4		
	5,190,609	03/02/93	Lin et al.	156	85		
	5,175,142	12/29/92	Dervieux et al.	512	4		
	5,172,937	12/22/92	Sachetti	283	81		
	5,167,154	12/01/92	Lee	73	295		
	5,154,600	10/13/92	Sylvestre	431	253		
	5,129,979	07/14/92	Nakayama et al.	156	294		
	5,108,805	04/28/92	Gerard	428	34.9		
	5,083,251	01/21/92	Parker	362	255		
5,059,895	10/22/91	Cataldi et al.	324	104			
4,996,087	02/26/91	Rebstock	428	11			

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*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<div style="font-size: 2em; font-family: cursive;">DT</div>	4,977,002	12/11/90	Hoffman	428	34.7		
	4,961,797	10/09/90	Doheny	156	85		
	4,947,299	08/07/90	Lin	362	161		
	4,844,957	07/04/89	Hoffman	428	34.7		
	4,818,215	04/04/89	Taga	431	126		
	4,818,214	04/04/89	Ronnback	431	35		
	4,759,090	07/26/88	Sachetti	5	482		
	4,741,909	05/03/88	Guthrie	426	107		
	4,732,810	03/22/88	Kito et al.	428	402.2		
	4,725,462	02/16/88	Kimura	428	29		
	4,720,301	01/19/88	Kito et al.	106	21		
	4,708,817	11/24/87	Dudnick	252	301.16		
	4,704,843	11/10/87	Owen et al.	53	450		
	4,696,844	09/29/87	Spector	428	46		
	4,608,323	08/26/86	Zaborney	429	167		
	4,608,284	08/26/86	Roales	428	35		
	4,591,887	05/27/86	Arbree et al.	346	200		
	4,524,778	06/25/85	Brown, Jr. et al.	128	736		
	4,507,077	03/26/85	Sapper	431	228		
	4,483,890	11/20/84	Beery et al.	428	7		
4,463,861	08/07/84	Tsubone et al.	215	12 R			
4,436,777	03/13/84	Karpiloff	428	36			

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*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	4,428,790	01/31/84	Diaz	156	86		
	4,416,714	11/22/83	Hoffmann	156	86		
	4,358,955	11/16/82	Rait	73	295		
	4,304,547	12/08/81	Buzil	431	126		
	4,285,746	08/25/81	DePuy et al.	156	79		
	4,248,030	02/03/81	Heckman	53	397		
	4,225,049	09/30/80	Inoue	215	12 R		
	4,190,168	02/26/80	Jacques	215	12 R		
	4,187,276	02/05/80	Amberg	264	515		
	4,071,597	01/31/78	Karabedian	264	230		
	4,069,934	01/24/78	Karabedian	215	12 R		
	4,067,949	01/10/78	Karabedian	264	230		
	4,038,446	07/26/77	Rhoads	428	35		
	4,034,131	07/05/77	Rhoads	428	35		
	4,028,118	06/07/77	Nakasuji et al.	106	21		
	3,979,000	09/07/76	Karabedian	215	12 R		
	3,948,445	04/06/76	Andeweg	239	53		
	3,867,625	02/18/75	Whalen	240	13		
	3,829,348	08/13/74	Speigel et al.	161	16		
	3,822,459	07/09/74	Amberg et al.	29	208 B		
	3,760,968	09/25/73	Amberg et al.	215	12 R		
	3,741,711	06/26/73	Bryant	431	125		

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*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
AT	3,696,675	10/10/72	Gilmour	73	295		
	3,674,733	07/04/72	Ayella	260	30.6		
	3,586,473	06/22/71	Galloway et al.	431	126		
	3,286,492	11/22/66	Frazier, Jr.	67	21		
	3,126,682	03/31/64	Krance	53	30		
	2,137,707	11/22/38	Wade et al.	67	21		
	2,050,151	08/04/36	Baumer	240	13		
	2,001,377	05/14/35	Candy, Jr.	67	22		
	2,000,985	05/14/35	Quinlan et al.	240	2.25		
	1,660,760	02/28/28	Murphy	—	—		
	1,275,871	08/13/18	Dodds et al.	—	—		
	2001/0043467 A1	11/22/01	Carpenter et al.	362	84		
	2001/0043469 A1	11/22/01	Carpenter et al.	362	161		
	2003/0029544 A1	02/13/03	Noguchi et al.	156	85		
	2003/0068453 A1	04/10/03	Kong	428	35.2		
	2001/0040800 A1	11/15/01	Carpenter et al.	362	166		
	RE 20,434	07/06/37	Barrett, Jr. et al.	67	21		
	RE 30,805	11/24/81	Rhoads	428	35		

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FOREIGN PATENT DOCUMENTS							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES/NO/ OR ABSTRACT	
AT	GB 2 358 193 A	07/18/01	GB	—	—	No (In English)	
1	WO 00/07046	02/10/00	PCT	—	—	No (In English)	
	WO 99/36812	07/22/99	PCT	—	—	No (In English)	
	WO 99/36808	07/22/99	PCT	—	—	No (In English)	
	WO 99/36478	07/22/99	PCT	—	—	No (In English)	
	WO 99/36477	07/22/99	PCT	—	—	No (In English)	
	WO 99/36258	07/22/99	PCT	—	—	No (In English)	
	WO 99/36248	07/22/99	PCT	—	—	No (In English)	
	WO 99/16608	04/08/99	PCT	—	—	No (In English)	
	JP 10-102086	04/21/98	JP	—	—	Abstract	
	JP 8-218092	08/27/96	JP	—	—	Abstract	
	JP 7-216384	08/15/95	JP	—	—	Abstract	
	GB 1 528 193	10/11/78	GB	—	—	No (In English)	
✓	GB 1 033 320	06/22/66	GB	—	—	No (In English)	

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*EXAMINER INITIAL	OTHER DOCUMENT(S) (Including, If Known, Author, Title, Date, Pertinent Pages, Etc.)		
AS	(Exhibit 1) Copy of digital color photograph of two GLADE® candles commercially sold by S.C. Johnson & Son, Inc. (1 page).		
1	(Exhibit 2) Copy of digital color photograph of two GLADE® candles commercially sold by S.C. Johnson & Son, Inc. (1 page).		
	(Exhibit 3) Copy of digital color photograph of a prototype candle with blue-colored wrap (1 page).		
	(Exhibit 4) Copy of digital color photograph of a candle bearing religious graphics (1 page).		
	(Exhibit 5) Copy of digital color photograph of a candle bearing heart- and tree-shaped graphics (1 page).		
	(Exhibit 6) Copy of digital color photograph of a candle bearing "CANDLE LITE" graphics (1 page).		
	(Exhibit 7) Copy of digital color photograph of a candle bearing "aroma therapy" graphics (1 page).		
	(Exhibit 8) Copy of digital color photograph of a candle bearing "aroma therapy" graphics (1 page).		
	(Exhibit 9) Copy of digital color photograph of a candle bearing cartoon graphics (1 page).		
	(Exhibit 10) Copy of digital color photograph of a candle bearing Halloween graphics (1 page).		
	(Exhibit 11) Copy of digital color photograph of "Green Glass Votive" marked as "Product 3300954" (1 page), as posted on Internet World Wide Web page entitled "Pierre Deux Home Furnishings - Glassware", by Pierre Deux; < http://www.pierredeux.com/gethfglassware.cfm >.		
	(Exhibit 12) Copy of Internet World Wide Web page entitled "Pierre Deux Home Furnishings - Glassware", by Pierre Deux; < http://www.pierredeux.com/gethfglassware.cfm > (9 pages).		
	(Exhibit 13) Copy of Internet World Wide Web page entitled "Heart Votive Holder from Candles & More", by Bobby's Craft Boutique Inc.; < http://www.craftcave.com/candle/heartvotive.shtml > (1 page).		
	(Exhibit 14) Copy of Internet World Wide Web page entitled "Stained Glass Garden - Textured-clears glass", by Stained Glass Garden; < http://www.stainedglassgarden.com/textured_clear_b.html > (7 pages).		

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AK	(Exhibit 15) Copy of Internet World Wide Web page entitled "Spectrum Hammered - Glass From Sample Box", by Stained Glass Garden; < http://www.stainedglassgarden.com/hammered.html > (3 pages).		
	(Exhibit 16) Copy of Internet World Wide Web page entitled "Glass Hammered Heart TeaLight Candle Holders-Heart Votive Holder-Tea Light CandleHolders-Grandpa's General Store", by Grandpa's General Store; < http://www.grandpasgeneral.com/canholdtl2.html > (4 pages).		
	(Exhibit 17) Copy of promotional document entitled "ARC International: tailor-made on an industrial scale", by ARC International, 62510 Arques, France; document marked "Imprimé par C&P R.C. Saint-Omer 5772802 74B AN 541/01 9274014" (42 pages).		
	(Exhibit 18) Copy of promotional document entitled "Liquor Premium", by ARC International North America, Millville, NJ 08332; document marked "Imprimé par C&P R.C. Saint-Omer 5772802 74B AN 534/98 9005298" (4 pages).		
	(Exhibit 19) Copy of promotional document entitled "Success Stories", by ARC International North America, Millville, NJ 08332; document marked "Imprimé par C&P R.C. Saint-Omer 5772802 74B AN 157/01 9225133" (6 pages).		
	(Exhibit 20) Copy of promotional document entitled "Special Markets Collection", by ARC International North America, Millville, NJ 08332; document marked "Imprimé par C&P R.C. Saint-Omer 5772802 74B AN 483/02 9343958" (28 pages).		
	(Exhibit 21) Copy of promotional document entitled "Catalogue Arcoroc", by Verrerie Cristallerie d'Arques, J.G. Durand & Cie, 62510 Arques, France; document marked "Imprimé par C&P R.C. Saint-Omer 5772802 74B PB 72/99 9049461" (143 pages).		
	(Exhibit 22) Copy of promotional document entitled "ChromaZone® - Color Changing - Temperature Sensitive - Slurries Pigments Coatings Inks Paints & Injection Molding", by Davis Liquid Crystals, Inc., 15021 Wicks Blvd., San Leandro, CA 94577 (4 pages).		
	(Exhibit 23) Copy of promotional document entitled "ChromaZone® - Applications Guide", by Davis Liquid Crystals, Inc., 15021 Wicks Blvd., San Leandro, CA 94577 (1 page).		
	(Exhibit 24) Copy of promotional document entitled "ChromaZone® - Formulation Notes", by Davis Liquid Crystals, Inc., 15021 Wicks Blvd., San Leandro, CA 94577 (1 page).		
	(Exhibit 25) Copy of promotional document entitled "ChromaZone® - Injection Molding Powder, Extrusion and Cast Films", by Davis Liquid Crystals, Inc., 15021 Wicks Blvd., San Leandro, CA 94577 (1 page).		

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AGT	(Exhibit 26) Copy of promotional document entitled "JPS Packaging - Questions Commonly Asked About Thermochromics" (1 page).		
/	(Exhibit 27) Copy of promotional document entitled "JPS Packaging - Temperature Chart - Chromic Color Changing Regular Type" (1 page).		
	(Exhibit 28) Copy of promotional document entitled "JPS Packaging - Thermochromatic Inks - General Information and Considerations" (1 page).		
	(Exhibit 29) Copy of article entitled "Giant Birefringent Optics in Multilayer Polymer Mirrors", Weber et al., Science, vol. 287, no. 5462, pp. 2451-2456, 31 March 2000 (12 pages).		
	(Exhibit 30) Copy of promotional document entitled "Kromacorp International - General Presentation - August 1999 - Kromathermic Temperature Sensitive Inks" (3 pages).		
	(Exhibit 31) Copy of promotional document entitled "Productivity Profile - K is for cool", reprinted from Beverage World, February 1997 (1 page).		
	(Exhibit 32) Copy of International Search Report, dated October 11, 2001, in International Appln. No. PCT/US 01/10460 (see U.S. Patent Appln. No. 09/753,962, now U.S. Patent No. 6,554,448 B2) (7 pages).		
	(Exhibit 33) Copy of International Search Report, dated October 9, 2001, in International Appln. No. PCT/US 01/10544 (see U.S. Patent Appln. No. 09/729,288) (7 pages).		
	(Exhibit 34) Copy of International Search Report, dated October 10, 2001, in International Appln. No. PCT/US 01/10461 (see U.S. Patent Appln. No. 09/550,285, now U.S. Patent No. 6,554,447 B1) (8 pages).		
EXAMINER	DATE CONSIDERED		12/12/04

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant(s).